

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

SEP 03 2002

In re:

VITAMINS ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

McSHARES, INC. v.

F. HOFFMAN-LaROCHE, LTD, ET AL.

No. M.D.L. No. 1285

Misc. No. C.A. 00-787-TFH

D. Kansas Civil Action NO. 2:00-2098

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

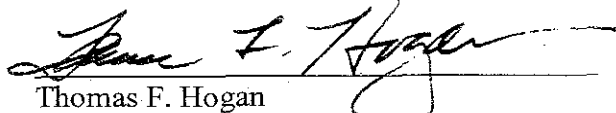
**ORDER DISMISSING DEFENDANTS
EISAI CO. LTD. AND EISAI INC. WITH PREJUDICE**

This matter being presented to the Court in connection with the unopposed Motion of Plaintiff McShares, Inc. to Dismiss Defendants Eisai Co. Ltd. and Eisai Inc. with prejudice,

IT IS HEREBY ORDERED that the First Amended Complaint in this action is dismissed with prejudice solely against Eisai Co. Ltd. and Eisai Inc. This Order is without prejudice to McShares, Inc.'s claims against any other Defendant or alleged co-conspirator in the above-captioned case.

IT IS SO ORDERED.

Dated: September 3, 2002.


Thomas F. Hogan
United States District Judge

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